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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Application of: Rittershaus and Thomas
Serial No.: 09/943,334
Filed: August 30, 2001
Entitled: MODULATION OF CHOLESTERYL
ESTER TRANSFER PROTEIN (CETP)
ACTIVITY

ON APPEAL

ART UNIT: 1644

EXAMINER: Belyavskyi, Michail

Atty. Docket No.: TCS-411.1P US-1

Mail Stop Appeal Brief - Patents

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith are: [X] a Reply Brief in triplicate; [X] a Request for Oral Hearing in triplicate; and [X] a return receipt post card, for filing in the above-identified patent application.

[X] Small entity status has already been established for Applicant(s) in this case.

PAYMENT OF ADDITIONAL FEES

[] A check including the amount of \$_____ in payment of the fees for requesting oral hearing is transmitted herewith.

[X] The Commissioner is hereby authorized to charge payment of the fee under 37 CFR 1.17(d) and any additional fees required under 37 CFR §§1.16, or 1.17 in connection with the papers transmitted herewith to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

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CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being deposited with the U.S. Postal Service as First Class mail under 37 C.F.R. § 1.8, postage prepaid, in an envelope addressed to Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

June 23, 2004

date of mailing and signature



Leon R Yankwich, reg. no. 30,237